

BEFORE THE
Federal Communications Commission

WASHINGTON, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

In the Matter of)
) CC Docket No. 92-77
Billed Party Preference)
for 0+ InterLATA Calls)

**MOTION FOR EXTENSION OF TIME OF
CAPITAL NETWORK SYSTEM, INC.**

Capital Network System, Inc. ("CNS"), by its undersigned attorneys and pursuant to Section 1.46 of the Federal Communications Commission's ("Commission's") rules, hereby requests that the time within which to file reply comments on the Commission's Further Notice of Proposed Rulemaking ("FNPRM") released on June 6, 1994 in the above-captioned proceeding^{1/} be extended from August 31, 1994 to September 23, 1994.

The extension is requested for two reasons. First, in view of the large number of initial comments to the FNPRM and the length of many of those comments, it will require considerable time and effort to conduct a comprehensive review and analysis of the documents. In all, there were approximately 150 comments submitted in response (over 50 of these were formal comments) to

^{1/} FCC 94-117 (released June 6, 1994). In a subsequent Order, the deadline for filing reply comments in response to the FNPRM was extended from July 29, 1994 to August 31, 1994. Billed Party Preference for 0+ InterLATA Calls, DA 94-703 (released June 24, 1994).

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the FNPRM representing every facet of the telecommunications industry. While the comments overwhelmingly oppose adoption of Billed Party Preference, many contain complex cost estimates and other detailed data that must be analyzed before thoughtful reply comments can be prepared. For instance, the comments filed by Sprint Corporation are approximately 60 pages long, without attachments, and contain cost estimates, references to various marketing and related studies, and a multitude of arguments responding to the wide range of issues raised in the FNPRM. Many of the other comments filed with the Commission are also very lengthy. Accordingly, the 30 days provided by the Commission for the preparation of reply comments, especially in light of the importance of this proceeding, is inadequate.

Second, apart from the number of comments and the sheer volume of paper submitted, additional time is needed to consider carefully and analyze the multitude of issues raised in the initial comments. Unlike many of the proceedings before the Commission, this proceeding raises a great many discrete but nevertheless related issues which ought to be addressed in reply comments. These issues include, but are not limited to, the following: calculation of the costs of implementing Billed Party Preference ("BPP"); assessing the benefits of implementing BPP; evaluating whether the benefits of implementation outweigh the costs; assessing the effects of BPP on the competitiveness and viability of the operator services, pay telephone, long distance, and local exchange markets; evaluating whether BPP should be

mandated for inmate institutions; assessing the relative merits and costs of 14-digit versus 10-digit screening; determining which costs of implementing BPP should be recovered by the local exchange carriers if it is implemented and from which ratepayers; determining whether BPP should be required on an intraLATA basis if it is implemented; determining how consumers will be allowed to choose their 0+ carrier if BPP is implemented; and evaluating the timing of BPP if it is to be implemented. Moreover, unlike many of the other proceedings before the Commission, the positions taken in the initial comments by even the few proponents advocating adoption of BPP frequently take directly contradictory and conditional positions on key issues. It is likely to take more than 30 days to sort through the various positions of the commenters and to identify areas of contradiction and/or concurrence, and prepare reply comments that will be as useful as possible to the Commission. Also, a few commenters have put forward proposals for possible rate regulation of OSPs as an alternative to adoption of BPP. The Commission's FNPRM did not itself propose rate regulation of OSPs (except possibly for OSP services from inmate institutions) and did not present any analysis of the Commission's legal authority to take such a step. Certainly, the need to analyze this issue presents another reason why additional time should be granted.

In light of the foregoing, and specifically the importance of the outcome of this proceeding to the future competitiveness and viability of the operator services, local

exchange, and payphone marketplaces, Capital Network System, Inc. requests the Commission to extend the due date for filing reply comments in this proceeding to September 23, 1994.

Respectfully submitted,
CAPITAL NETWORK SYSTEM, INC.

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August 12, 1994

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CERTIFICATE OF SERVICE

I, Teresa A. Pumphrey, hereby certify that a copy of the foregoing Motion for Extension of Time of Capital Network System, Inc. has been served by hand this 12th day of August 1994 on the following:

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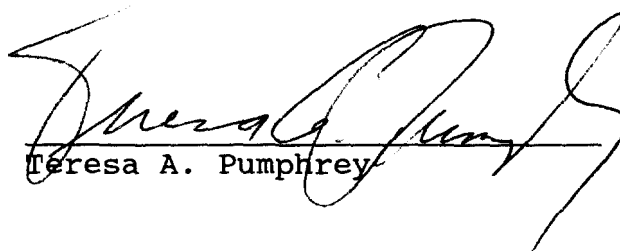
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